

County Council of Howard County, Maryland

2002 Legislative Session

Legislative day # 6

RESOLUTION NO. 92-2002

Introduced by: Chairperson at the request of the County Executive

A RESOLUTION closing portions of Hanover Road, subject to certain contingencies; and providing that the County will bear all costs and expenses associated with the closure.

Introduced and read for the first time on _____, 2002.

By order _____
Sheila M. Tolliver, Administrator to the County Council

Read for a second time and a public hearing held on _____, 2002.

By order _____
Sheila M. Tolliver, Administrator to the County Council

This Resolution was read for the third time and was Adopted____, Adopted with amendments____, Failed____, Withdrawn ____ by the County Council on _____, 2002.

Certified by _____
Sheila M. Tolliver, Administrator to the County Council

NOTE: [[text in brackets]] indicates deletions from existing language; TEXT IN ALL CAPITALS indicates additions to existing language.
~~Strike-out~~ indicates material deleted by amendment; Underlining indicates material added by amendment.

1 **WHEREAS**, the Annual Budget and Appropriation Ordinance (Council Bill No. 33-
2 2002), now before the County Council, would grant Council approval for a number of budget-related
3 items, including the Fiscal Year 2003 Capital Budget and Five Year Capital Improvement Program;
4 and

5 **WHEREAS**, Capital Project J-4173 - FY 2000 Hanover Road Safety Improvements
6 provides for the study, design, and reconstruction of Hanover Road to realign the deficient horizontal
7 and vertical curves and provide capacity and safety appurtenances; and

8 **WHEREAS**, the proposed improvements will require the closing of Hanaover Road to public
9 vehicular traffic at two locations as shown on attached Exhibit A; and

10 **WHEREAS**, Section 18.204(c)(2) of Howard County Code states that the County Executive
11 may initiate the closing or relocation of a road as a capital project or part of a capital project with the
12 submittal of the annual capital budget and appropriation ordinance; and

13 **WHEREAS**, the construction of the improvements to Hanover Road will require that a portion
14 of the road be closed to public vehicular traffic, cul-de-sacs be constructed on both sides of the CSX
15 railroad track, and the remainder of the road be gated for emergency use only; and

16 **WHEREAS**, the County has determined that the portions of Hanover Road proposed for
17 closure are no longer needed for public vehicular traffic; however, will be retained and used for
18 emergency purposes; and

19 **WHEREAS**, notice of the proposed closing and abandoning of two portions of Hanover Road
20 have been posted and advertised in accordance with Section 18.204; and

1 **WHEREAS**, the County, at its cost and expense, will close two portions of Hanover Road as
2 shown on Exhibit A in accordance with all applicable Howard County standards and specifications,
3 contingent upon: (1) the completion of the road improvements, (2) the completion of the connector
4 road known as Hi Tech Drive in the subdivision known as Patapsco Valley Business Center (F-94-24)
5 to Hanover Road, (3) the County's retention to all prescriptive rights in the areas to be closed in order
6 to use this roadway for emergency services; and (4) the retention of maintenance rights to any existing
7 public utilities located within the bed of the road.

8 **NOW, THEREFORE, BE IT RESOLVED** by the County Council of Howard County,
9 Maryland this _____ day of _____, 2002 that in accordance with Section 18.204 of the
10 Howard County Code, the portions of Hanover Road as shown on Exhibit A will be closed contingent
11 upon: (1) the completion of the road improvements, (2) the completion of the connector road known
12 as Hi Tech Drive in the subdivision known as Patapsco Valley Business Center (F-94-24) to Hanover
13 Road, (3) the County's retention to all prescriptive rights in the areas to be closed in order to use this
14 roadway for emergency services; and (4) the retention of maintenance rights to any existing public
15 utilities located within the bed of the road.

16 **AND BE IT FURTHER RESOLVED**, that the County will bear all costs and expenses
17 associated with closure of Hanover Road as shown on Exhibit A.